



Atty. Docket No. 26235

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
Arav, Rzepakovsky and Meir

Group Art Unit: 1632

Serial No.: 10/500,988

Examiner: Unknown

Filed: July 7, 2004

For: METHODS AND DEICE FOR FREEZING AND THAWING BIOLOGICAL  
SAMPLES

TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and  
Trademark Office is the following:

- (1) Transmittal Letter;
- (2) Submission of Supplemental Oath Declaration and Power of  
Attorney Filed After Filing Date;
- (3) Declaration and Power of Attorney.

The Commissioner is hereby authorized to charge any  
deficiency or credit any excess to Deposit Account NO. 14-  
0112.

Respectfully Submitted,  
**Nath and Associates PLLC**

By:

Gary M. Nath  
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Lee C. Heiman  
Registration No. 41,827  
Customer No. 20529

Date: January 13, 2005

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For: **METHODS AND DEICE FOR FREEZING AND THAWING BIOLOGICAL SAMPLES**

**SUBMISSION OF SUPPLEMENTAL OATH OR DECLARATION FILED AFTER THE FILING DATE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- 1) A Supplemental Combined Declaration and Power of Attorney.

The Supplemental Declaration meeting the requirements of 37 CFR 1.63 or 1.162 is submitted herewith under MPEP 602.02 to correct a deficiency in the earlier filed declaration. The supplemental declaration now includes an Oath which was not included in the earlier filed declaration. The supplemental Declaration is signed by all the inventors.

The supplemental Declaration meets the requirements of 37 CFR 1.63 or 1.162.

The Commissioner is hereby authorized to charge any deficiency or credit any excess to Deposit Account No. 14-0112.

Respectfully submitted,  
**Nath and Associates PLLC**

By:

Gary M. Nath  
Registration No. 26,965  
Lee C. Heiman  
Registration No. 41,827  
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Date: January 13, 2005

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GMN/LCH/dd/mj



Attorney's Docket No.: 26235

## SUPPLEMENTAL

### COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled METHODS AND DEVICE FOR FREEZING AND THAWING BIOLOGICAL SAMPLES, the specification of which:

is attached hereto.  
 was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on \_\_\_\_\_.  
 was described and claimed in PCT International Application No. PCT/IL03/00026 filed on January 8, 2003 and as amended under PCT Article \_\_\_\_\_ on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim the benefit under Title 35, United States Code, §119(e)(1) of any United States provisional application(s) listed below:

| U.S. Serial No. | Filing Date     | Status |
|-----------------|-----------------|--------|
| 60/345,643      | January 8, 2002 |        |
| 60/391,575      | June 27, 2002   |        |

I hereby claim the benefit under 35 U.S.C. §120 of any prior U.S. non-provisional application(s) or under §365(c) of any prior PCT international application(s) designating the U.S., listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in such U.S. or PCT international application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose to the PTO all information which is material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

| Application Serial No. | Filing Date | Status |
|------------------------|-------------|--------|
|                        |             |        |

I hereby claim foreign priority benefits under 35 U.S.C. §§ 119 (a)-(d) and 365 (b) of any prior foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or under §365(a) of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

| Country | Application No. | Filing Date | Priority Claimed         |
|---------|-----------------|-------------|--------------------------|
|         |                 |             | <input type="checkbox"/> |

**Combined Declaration and Power of Attorney**  
Page 2 of 2 Pages

I/We hereby appoint the Practitioners associated with the following Customer Number:

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The undersigned hereby authorizes the U.S. Attorneys or Agents appointed herein to accept and follow instructions from Reinhold Cohn and Partners as to any action to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. Attorneys or Agents and the undersigned. In the event of a change of the persons from whom instructions may be taken, the U.S. Attorneys or Agents appointed herein will be so notified by the undersigned.

I hereby further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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